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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1386 Session of  
2019

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INTRODUCED BY WHEELAND, HERSHEY, T. DAVIS, PICKETT, ZIMMERMAN,  
CIRESI, WARREN, HILL-EVANS, KORTZ, TOOHL, GALLOWAY, NEILSON,  
EVERETT, McNEILL, DRISCOLL, JOHNSON-HARRELL AND HELM,  
MAY 2, 2019

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REFERRED TO COMMITTEE ON FINANCE, MAY 2, 2019

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AN ACT

1 Amending the act of June 27, 2006 (1st Sp.Sess., P.L.1873,  
2 No.1), entitled "An act providing for taxation by school  
3 districts, for the State funds formula, for tax relief in  
4 first class cities, for school district choice and voter  
5 participation, for other school district options and for a  
6 task force on school cost reduction; making an appropriation;  
7 prohibiting prior authorized taxation; providing for  
8 installment payment of taxes; restricting the power of  
9 certain school districts to levy, assess and collect taxes;  
10 and making related repeals," in State funds formula, further  
11 providing for certification and calculation of minimum and  
12 maximum modifiers; and, in senior citizens property tax and  
13 rent rebate assistance, further providing for property tax  
14 and rent rebate, for funds for payment of claims and for  
15 claim forms and rules and regulations.

16 The General Assembly of the Commonwealth of Pennsylvania  
17 hereby enacts as follows:

18 Section 1. Sections 503(e)(2), 1304(a)(2) and (3) and  
19 1308(b)(4) of the act of June 27, 2006 (1st Sp.Sess., P.L.1873,  
20 No.1), known as the Taxpayer Relief Act, are amended and the  
21 subsections are amended by adding paragraphs to read:

22 Section 503. Certification; calculation of minimum and maximum  
23 modifiers.

1 \* \* \*

2 (e) Distribution.--

3 \* \* \*

4 (2) For fiscal [year 2009-2010 and each fiscal year  
5 thereafter] years 2009-2010 through 2018-2019, the secretary  
6 shall distribute the difference between the amount certified  
7 under subsection (a) (1) (i) and the sum of all of the  
8 following:

9 (i) The difference between the sum of the amount of  
10 approved claims to be paid in the next fiscal year under  
11 section 1304(a) (2) (i) and (3) and the amount of approved  
12 claims paid in the 2006-2007 fiscal year under section  
13 1304(a) (1) .

14 (ii) The sum of all of the following:

15 (A) The amount sufficient to fund reimbursements  
16 to eligible school districts pursuant to section 324.  
17 The amount deducted pursuant to this clause shall be  
18 calculated based on the information provided by  
19 school districts pursuant to subsection (b) (2) .

20 (B) The amount of approved claims under section  
21 704 .

22 (C) The amount of approved claims under section  
23 1304(a) (2) (ii) .

24 (3) For fiscal year 2019-2020 and each fiscal year  
25 thereafter, the secretary shall distribute the difference  
26 between the amount certified under subsection (a) (1) (i) and  
27 the sum of all of the following:

28 (i) The difference between the sum of the amount of  
29 approved claims to be paid in the next fiscal year under  
30 section 1304(a) (2) (i.1), (4) and (5) and the amount of

1 approved claims paid in the 2006-2007 fiscal year under  
2 section 1304(a)(1).

3 (ii) The sum of all of the following:

4 (A) The amount sufficient to fund reimbursements  
5 to eligible school districts pursuant to section 324.  
6 The amount deducted under this clause shall be  
7 calculated based on the information provided by  
8 school districts under subsection (b)(2).

9 (B) The amount of approved claims under section  
10 704.

11 (C) The amount of approved claims under section  
12 1304(a)(2)(ii).

13 Section 1304. Property tax; and rent rebate.

14 (a) Schedule of rebates.--

15 \* \* \*

16 (2) The following apply:

17 (i) The base amount of any claim for property tax  
18 rebate for real property taxes due and payable during  
19 calendar [year 2006 and thereafter] years 2006 through  
20 2018 shall be determined in accordance with the following  
21 schedule:

Household Income	Amount of Real Property Taxes Allowed as Rebate
\$ 0 - \$ 8,000	\$650
8,001 - 15,000	500
15,001 - 18,000	300
18,001 - 35,000	250

28 (i.1) The following apply:

29 (A) For claimants in single-person households,  
30 the base amount of any claim for property tax rebate

1           for real property taxes due and payable during  
2           calendar year 2019 and thereafter shall be determined  
3           in accordance with the following schedule:

<u>Single-person</u>	<u>Amount of Real Property Taxes</u>
<u>Household Income</u>	<u>Allowed as Rebate</u>
<u>\$       0 - \$ 8,000</u>	<u>        \$650</u>
<u>   8,001 - 15,000</u>	<u>          500</u>
<u>  15,001 - 18,000</u>	<u>          300</u>
<u>  18,001 - 35,000</u>	<u>          250</u>

10           (B) For claimants in multiperson households, the  
11           base amount of any claim for property tax rebate for  
12           real property taxes due and payable during calendar  
13           year 2018 and thereafter shall be determined in  
14           accordance with the following schedule:

<u>Multiperson</u>	<u>Amount of Real Property Taxes</u>
<u>Household Income</u>	<u>Allowed as Rebate</u>
<u>\$       0 - \$28,000</u>	<u>        \$650</u>
<u>  28,001 - 35,000</u>	<u>          500</u>
<u>  35,001 - 38,000</u>	<u>          300</u>
<u>  38,001 - 55,000</u>	<u>          250</u>

21           (ii) The supplemental amount for a claimant with a  
22           household income equal to or less than \$30,000 and an  
23           eligible claim for property tax rebate for real property  
24           taxes due and payable during the calendar year preceding  
25           the first year in which a payment under section 505(b) is  
26           made and each year thereafter and whose real property  
27           taxes exceed 15% of the claimant's household income shall  
28           be equal to 50% of the base amount determined under  
29           [subparagraph (i)] this paragraph. A claimant who is a  
30           resident of a city of the first class, a city of the

1 second class A or a school district of the first class A  
2 shall be ineligible for the supplemental amount under  
3 this subparagraph.

4 (3) The amount of any claim for rent rebate in lieu of  
5 property taxes for rent due and payable during calendar [year  
6 2006 and thereafter] years 2006 through 2018 shall be  
7 determined in accordance with the following:

8	Amount of Rent Rebate in
9	Lieu of Property Taxes
10	Household Income
	Allowed as Rebate
11	\$ 0 - \$ 8,000 \$650
12	8,001 - 15,000 500

13 (4) For claimants in single-person households, the  
14 amount of any claim for rent rebate in lieu of property taxes  
15 for rent due and payable during calendar year 2019 and  
16 thereafter shall be determined in accordance with the  
17 following:

18	<u>Amount of Rent Rebate in</u>
19	<u>Lieu of Property Taxes</u>
20	<u>Household Income</u>
	<u>Allowed as Rebate</u>
21	<u>\$ 0 - \$ 8,000 \$650</u>
22	<u>8,001 - 15,000 500</u>

23 (5) For claimants in multiperson households, the amount  
24 of any claim for rent rebate in lieu of property taxes for  
25 rent due and payable during calendar year 2019 and thereafter  
26 shall be determined in accordance with the following:

27	<u>Amount of Rent Rebate in</u>
28	<u>Lieu of Property Taxes</u>
29	<u>Household Income</u>
	<u>Allowed as Rebate</u>
30	<u>\$ 0 - \$15,500 \$650</u>

1      15,501 - 22,500    500

2      \* \* \*

3 Section 1308. Funds for payment of claims.

4      \* \* \*

5      (b) Transfers.--The Secretary of the Budget shall transfer  
6 the following amounts from the Property Tax Relief Fund to the  
7 State Lottery:

8      \* \* \*

9      (4) For fiscal [year 2009-2010 and each fiscal year  
10 thereafter] years 2009-2010 through 2018-2019, all of the  
11 following:

12            (i) The difference between the sum of the amount of  
13 approved claims to be paid in the next fiscal year under  
14 section 1304(a) (2) (i) and (3) and the amount of approved  
15 claims paid in fiscal year 2006-2007 under section  
16 1304(a) (1).

17            (ii) The sum of the amount of approved claims to be  
18 paid in the next fiscal year under sections 704 and  
19 1304(a) (2) (ii), if any.

20      (4.1) For fiscal year 2019-2020 and each fiscal year  
21 thereafter, all of the following:

22            (i) The difference between the sum of the amount of  
23 approved claims to be paid in the next fiscal year under  
24 section 1304(a) (2) (i.1), (4) and (5) and the amount of  
25 approved claims paid in fiscal year 2006-2007 under  
26 section 1304(a) (1).

27            (ii) The sum of the amount of approved claims to be  
28 paid in the next fiscal year under sections 704 and  
29 1304(a) (2) (ii), if any.

30      \* \* \*

1 Section 2. Section 1309(b) of the act is amended to read:

2 Section 1309. Claim forms and rules and regulations.

3 \* \* \*

4 (b) Report to General Assembly.--In addition to any rules  
5 and regulations prescribed under subsection (a), the department  
6 shall collect the following information and issue a report  
7 including such information to the chairman and minority chairman  
8 of the Appropriations Committee of the Senate and the chairman  
9 and minority chairman of the Appropriations Committee of the  
10 House of Representatives by September 30, 2006, and September 30  
11 of each year thereafter.

12 (1) The total number of claims which will be paid in the  
13 fiscal year in which the report is issued with the  
14 information provided by school district, by county and for  
15 each household income level under section [1304(a)(2)(i)]  
16 1304(a)(2).

17 (2) The total amount of rebates paid in the fiscal year  
18 in which the report is issued with the information provided  
19 by school district, by county and for each household income  
20 level under section [1304(a)(2)(i)] 1304(a)(2).

21 Section 3. This act shall take effect immediately.